

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

H

D

BILL DRAFT 2007-LHz-22B [v.2] (12/15)

**(THIS IS A DRAFT AND IS NOT READY FOR INTRODUCTION)
1/22/2007 5:19:05 PM**

Short Title: Sex Offenders/HIV Test Within 48 Hours.

(Public)

Sponsors: Representative.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT A PERSON CHARGED WITH A SEX OFFENSE
3 WHO IS ORDERED TO BE TESTED FOR HIV MUST BE TESTED WITHIN
4 FORTY-EIGHT HOURS OF THE COURT ORDER.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 15A-615(b) reads as rewritten:

7 "(b) Upon a request under subsection (a) of this section, the district attorney shall
8 petition the court on behalf of the victim for an order requiring the defendant to be
9 tested. Upon finding that there is probable cause to believe that the alleged sexual
10 contact involved in the offense would pose a significant risk of transmission of a
11 sexually transmitted infection listed in subsection (a) of this section, the court shall
12 order the defendant to submit to testing for these infections. A defendant ordered to be
13 tested under this section shall be tested not later than 48 hours after the date of the court
14 order."

15 **SECTION 2.** This act becomes effective December 1, 2007, and applies to
16 offenses committed on or after that date.